

BOARD MEETING DATE: July 6, 2018

AGENDA NO. 12

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of May 1 through May 31, 2018.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file.

Julie Prussack
Chairman of Hearing Board

DG

Two summaries are attached: **May 2018 Hearing Board Cases and Rules From Which Variances and Orders for Abatement Were Requested in 2018**. An Index of District Rules is also attached.

The total number of appeals filed during the period May 1 to May 31, 2018 is 0; and total number of appeals filed during the period of January 1 to May 31, 2018 is 0.

Report of May 2018 Hearing Board Cases

Case Name and Case No. (SCAQMD Attorney)	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
1. Beverly Hills Unified School District Case No. 6107-1 (D. Hsu)	203(b)	Petitioner requested to vent oil wells on school property to atmosphere to relieve dangerous pressure buildup.	Not Opposed/Granted	Ex Parte EV granted commencing 5/4/18 and continuing through 5/8/18, when the SV hearing is scheduled.	VOC: TBD by 5/23/18
2. Beverly Hills Unified School District Case No. 6107-1 (N. Sanchez)	N/A	Petitioner requested a waiver of excess emission fees arguing that they were unfair, given that the oil wells were inherited by the School District when the operator went out of business and abandoned them.	No Position/Denied	Petitioner withdrew its request for variance coverage. The Board denied Petitioner's request for waiver of payment of excess emissions fees for the Ex Parte EV period.	N/A
3. City of Rialto (Owner) and Veolia Water West Operating Services (Operator) Case No. 6105-1 (D. Hsu)	203(b) 431.1(c)(2)	Petitioner sought variance from H2S emission limits from its digester, due to unanticipated upset.	Not Opposed/Denied	SV denied.	N/A
4. SCAQMD vs Trojan Battery Company, LLC. Case No. 6099-1 (N. Feldman & B. Tomasovic)	1420.2	Respondent sought to modify stipulated O/A to allow additional time to fully enclose its wastewater system.	Stipulated/Issued	Mod. O/A issued commencing 5/9/18; the Hearing Board shall continue to retain jurisdiction over this matter until 12/31/18.	N/A

Acronyms

AOC: Alternative Operating Conditions
 CEMS: Continuous Emissions Monitoring System
 CO: Carbon Monoxide
 EV: Emergency Variance
 FCD: Final Compliance Date
 H&S: Health and Safety Code
 H2S: Hydrochloric Sulfide
 Mod. O/A: Modification Order for Abatement
 N/A: Not Applicable
 NOx: Oxides of Nitrogen
 O/A: Order for Abatement
 PM: Particulate Matter
 PPM: Parts Per Million
 RV: Regular Variance
 SOx: Oxides of Sulfur
 TBD: To Be Determined
 VOC: Volatile Organic Compounds

Rules from which Variances and Orders for Abatement were Requested in 2018

	2018	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions
# of HB Actions Involving Rules														
109(c)(1)				1										1
203(a)				2										2
203(b)		2	4	2	4	2								14
431.1(c)(2)					2	1								2
1110.2(d)(1)(L)				1										1
1147(c)(1)		1												1
1407				1										1
1420.2				2		1								3
2004(f)(1)		2	3		2									7
2011(c)(2)(A)		1												1
2011(c)(2)(B)		1												1
2011(e)(1)		1												1
2012(c)(2)(A)		1												1
2012(c)(2)(B)		1												1
2012(g)(1)		1												1
3002(c)		1												1
3002(c)(1)		1	3		3									7

**DISTRICT RULES AND REGULATIONS INDEX
FOR 2018 HEARING BOARD CASES AS OF MAY 31, 2018**

REGULATION I – GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions

REGULATION II – PERMITS

Rule 203 Permit to Operate

REGULATION IV –

Rule 431.1 Sulfur Content of Gaseous Fuels

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1110.2 Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines

Rule 1147 NOx Reductions from Miscellaneous Sources

REGULATION XIV – TOXICS AND OTHER NON-CRITERIA POLLUTANTS

Rule 1407 Control of Emissions of Arsenic, Cadmium, and Nickel from Non-Ferrous Metal Melting Operations

Rule 1420.2 Emission Standard for Lead from Metal Melting Facilities

REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 Requirements

Rule 2011 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Sulfur (SOx) Emissions

Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

REGULATION XXX - TITLE V PERMITS

Rule 3002 Requirements